STATE OF MAINE
SUPREME JUDICIAL COURT
AMENDMENT TO
THE MAINE RULES OF PROBATE PROCEDURE

2013 Me. Rules 02

Effective: April 11, 2013

All of the Justices concurring therein, the following amendment to the Maine Rules of Probate Procedure is hereby adopted to be effective on the date indicated above. The specific rule amendment is stated below. To aid in understanding of the amendment, an Advisory Committee Note appears after the text of the amendment. The Advisory Committee Note states the reason for recommending the amendment, but the Advisory Committee Note is not part of the amendment adopted by the Court.

1. Rule 92.1 of the Maine Rules of Probate Procedure is amended to read as follows:

RULE 92.1. APPLICABILITY; EFFECTIVE DATES; TITLE

(a) Cumberland, Oxford, Penobscot, and York Counties. The Probate Courts of Cumberland, Oxford, Penobscot, and York Counties shall make electronic filing available as of May 1, 2012, and these rules apply to all civil and probate proceedings commenced in Probate Courts in those counties after the date indicated.

(1) Electronic filing in accordance with these rules is permitted in all cases commenced between May 1, 2012, and ~~April 30, 2013~~ December 31, 2013.

(2) Electronic filing in accordance with these rules is required in all cases commenced on or after ~~May 1, 2013~~ January 1, 2014.

(b) Androscoggin, Aroostook, Franklin, Hancock, Kennebec, Knox, Lincoln, Piscataquis, Sagadahoc, Somerset, Waldo, and Washington Counties. The Probate Courts of Androscoggin, Aroostook, Franklin, Hancock, Kennebec, Knox, Lincoln, Piscataquis, Sagadahoc, Somerset, Waldo, and Washington Counties shall make electronic filing available as of May 1, 2013, and these rules apply to all civil and probate proceedings commenced in Probate Courts in those counties after the dates indicated:

(1) Electronic filing in accordance with these rules is permitted in all cases commenced between May 1, 2013, and April 30, 2014.

(2) Electronic filing in accordance with these rules is required in all cases commenced on or after May 1, 2014.

(c) Short title. These rules may be known and cited as the Maine Probate Rules for Electronic Filing.

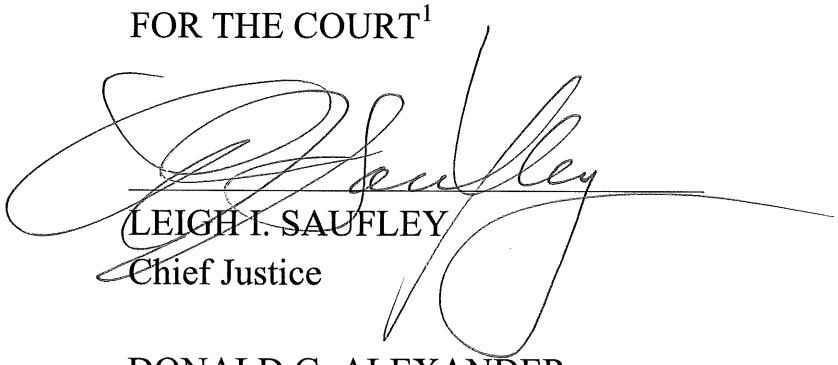
Advisory Committee Note – April 2013

This Amendment to Rule 92.1 revises the timing for mandatory e-filing for attorneys in the initial four pilot counties (Cumberland, Oxford, Penobscot, and York) of Maine's Probate Courts. E-filing was originally set to become mandatory in those four courts (except for certain filers who are exempt pursuant to Rule 92.3) commencing on May 1, 2013. The Advisory Committee on Probate Rules determined that further upgrades in the e-filing process were preferred prior to making the e-filing compulsory. All other portions of Rule 92.1 shall remain the same.

2. This amendment shall be effective April 11, 2013.

Dated: April 11, 2013

FOR THE COURT[1]



LEIGH I. SAUFLEY
Chief Justice

DONALD G. ALEXANDER
JON D. LEVY
WARREN M. SILVER
ANDREW M. MEAD
ELLEN A. GORMAN
JOSEPH M. JABAR
Associate Justices

[1] This Rules Amendment Order is approved after conference of the Court, all Justices concurring therein.